

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KRAFT FOODS GLOBAL, INC., THE)	
KELLOGG COMPANY, GENERAL)	
MILLS, INC., and NESTLÉ USA, INC.,)	
)	
Plaintiffs,)	No. 1:11-cv-08808
)	
v.)	Judge Steven C. Seeger
)	
UNITED EGG PRODUCERS, INC.,)	
UNITED STATES EGG MARKETERS,)	
INC., CAL-MAINE FOODS, INC., and)	
ROSE ACRE FARMS, INC.)	
)	
Defendants.)	
)	

PLAINTIFFS' MOTION TO FILE UNDER SEAL

Plaintiffs respectfully move the Court for leave to file Exhibit A to Plaintiffs' Motion to Reconsider and Renewed Motion for Remote Testimony under seal, pursuant to Local Rules 5.8 and 26.2. In support of this Motion, Plaintiffs state as follows:

1. Exhibit A to Plaintiffs' Motion, filed today, includes a supplemental declaration of a potential witness. The supplemental declaration includes confidential and sensitive medical information. Pursuant to Local Rule 26.2(c), Plaintiffs have provisionally filed Exhibit A under seal.

2. As the Seventh Circuit has recognized, a Court may keep documents or portions thereof under seal if "there is good cause for sealing a part or the whole of the record." *Citizens First Nat'l Bank of Princeton v. Cincinnati Ins. Co.*, 178 F.3d 943, 945 (7th Cir. 1999); *see also* Local Rule 26.2(b) (applying "good cause" standard). Accordingly, the Court may seal filings if there are "legitimate concerns of confidentiality," *Grove Fresh Dist., Inc. v. Everfresh Juice Co.*,

24 F.3d 893, 898 (7th Cir. 1994), including “sensitive medical information,” *Sutterfield v. City of Milwaukee*, 870 F.Supp.2d 633, 645 (E.D. Wis. 2012).

3. Here, Exhibit A contains confidential and sensitive medical information. Moreover, the declarant has stated a strong desire for this information to remain private and not publicly available. This presents a legitimate concern of confidentiality and gives good cause to file Exhibit A under seal.

[Remainder of page intentionally left blank.]

WHEREFORE, Plaintiffs respectfully request the Court enter an order granting it leave to file Exhibit A to the Motion under seal.

November 3, 2023

Respectfully submitted,

***Counsel for Plaintiffs Kraft Foods Global, Inc.,
General Mills, Inc., Nestlé USA, Inc. and The
Kellogg Company***

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